

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2003-036874-001 SE

10/21/2004

THE HON. CRANE MCCLENNEN

CLERK OF THE COURT
L. Gonzales
Deputy

FILED: 10/28/2004

STATE OF ARIZONA

N VICTOR COOK

v.

HECTOR VALENCIA (001)
DOB: 05/04/68

JOSE L MENDOZA

APO-SENTENCE IMPRISON-SE
APPEALS-SE
DISPOSITION CLERK-SE
RFR
VICTIM SERVICES DIV-CA-SE

SENTENCE OF IMPRISONMENT

State's Attorney:	N. Victor Cook
Defendant's Attorney:	Jose L. Mendoza
Defendant:	Present
Court Reporter:	Sharon Flores

WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1 Possession of Dangerous Drugs for Sale
Class 2 felony
A.R.S. § 13-3401, 3407, 3418, 701, 702, 702.01, 801
Date of Offense: June 5, 2003
Non Dangerous - Non Repetitive

OFFENSE: Count 2 Possession of Dangerous Drugs, Proposition 200, Second Strike
Class 4 felony
A.R.S. § 13-3401, 3407, 3418, 701, 702, 702.01, 801

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Date of Offense: June 5, 2003
Non Dangerous - Non Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: 4 year(s) from October 21, 2004
Presentence Incarceration Credit: 133 day(s)
Mitigated
Sentence is concurrent with Count 2 in this cause.

Count 2: 1 1/2 year(s) from October 21, 2004
Presentence Incarceration Credit: 133 day(s)
Mitigated
Sentence is concurrent with Count 1 in this cause.

IT IS ORDERED the Defendant shall pay through the Clerk of the Superior Court:

FINE: Count 1 - Total amount of \$1,000.00. Surcharges are waived.

Fine is to be paid to the Arizona Drug Enforcement Fund.

FINE: Count 2 - Total amount of \$1,000.00. Surcharges are waived.

Fine is to be paid to the Arizona Drug Enforcement Fund.

The Arizona Department of Corrections shall notify the Clerk of the Court of Maricopa County of Defendant's release from custody. The Clerk of the Court, upon said notification, shall furnish financial information for a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

Community Supervision: Imposed pursuant to A.R.S. § 13-603(I).

IT IS ORDERED granting the Motion To Dismiss the following: allegation of prior felony conviction and ARS 13-604.02.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this order together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

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cc: DOC - Certified Copy via Certification Desk

cc: MCSO-DIS - Certified Copy via Certification Desk

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ THE HON. CRANE MCCLENNEN
JUDGE OF THE SUPERIOR COURT

(thumbprint)